

# HOUSE . . . . . No. 782

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## The Commonwealth of Massachusetts

PRESENTED BY:

**James R. Miceli**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to solid waste disposal facilities.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
James R. Miceli	19th Middlesex
Suzanne Sullivan	60 Lawrence Street Wilmington, MA 01887

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 812 OF .]

## **The Commonwealth of Massachusetts**

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**In the Year Two Thousand and Nine**

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### **AN ACT RELATIVE TO SOLID WASTE DISPOSAL FACILITIES.**

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

- 1   SECTION 1. Section 150A of chapter 111 of the General Laws, as appearing in the 2006 Official
- 2   Edition, is hereby amended by inserting after the 18<sup>th</sup> paragraph the following paragraph:-
- 3   Nothing in this section shall be deemed to prevent or restrict a city or town from enacting or
- 4   enforcing zoning ordinance or by laws pursuant to chapter 40A or any other authorizing statutes
- 5   which ordinances or by-laws are applicable to landfills, transfer stations, recycling centers and
- 6   sanitary waste disposal sites provided that such ordinances or by-laws do not prevent closure
- 7   activities, maintenance activities or assessment activities which are necessary to protect the
- 8   public health, public safety or the environment as determined by the department based on
- 9   substantial evidence.